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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12
13 SAN FRANCISCO DIVISION

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16 NETWORK CACHING
17 TECHNOLOGY, L.L.C.,

18 Plaintiff,

19 v.

20 NOVELL, INC., VOLERA, INC.,
AKAMAI TECHNOLOGIES, INC.,
CACHEFLOW INC., AND INKTOMI
21 CORPORATION,

22 Defendants.

23 Case No. CV-01-2079 (VRW)

24 DECLARATION OF LAURA T. GEYER IN
SUPPORT OF PLAINTIFF NETWORK
CACHING TECHNOLOGY, L.L.C.'S
MEMORANDUM IN OPPOSITION TO
DEFENDANT INKTOMI
CORPORATION'S MOTION TO STRIKE
PLAINTIFF'S SECOND REVISED
PRELIMINARY INFRINGEMENT
CONTENTIONS

25 Date: June 27, 2002
26 Time: 2:00 pm
27 Judge: Honorable Vaughn R. Walker
28 Place: Courtroom 6, 17th Floor

Case No. CV-01-2079 (VRW)

GEYER DECLARATION IN SUPPORT OF NCT'S OPPOSITION TO INKTOMI'S MOTION
TO STRIKE NCT'S SECOND REVISED PRELIMINARY INFRINGEMENT CONTENTIONS

1 I, Laura T. Geyer, declare as follows:

2 1. I am an attorney with the law firm of Jones, Day, Reavis & Pogue, counsel for
 3 plaintiff Network Caching Technology, L.L.C. ("NCT"). I have personal knowledge of the facts
 4 set forth in this declaration and could and would competently testify thereto under oath if called
 5 as a witness.

6 2. Attached hereto as **Exhibit A** is a true and correct copy of two letters from Blaney
 7 Harper to Monte M.F. Cooper dated April 9, 2002.

8 3. Attached hereto as **Exhibit B** is a chart summarizing the patents, claims, and
 9 Accused Products named in NCT's Second Revised Preliminary Infringement Contentions.

10 4. Attached hereto as **Exhibit C** is a true and correct copy of portions of NCT's
 11 Second Revised Preliminary Infringement Contentions Appendix E-3 ("Accused Inktomi
 12 Product: Traffic Server E-Class") that was served by NCT on April 15, 2002.

13 5. Attached hereto as **Exhibit D** is a true and correct copy of documents bates
 14 numbered INK 8097-8104 and INK 8083-8086 that were cited by NCT in Appendix E-3 of its
 15 Second Revised Preliminary Infringement Contentions.

16 6. Attached hereto as **Exhibit E** is a true and correct copy of the District Court
 17 opinion in *View Engineering, Inc. v. Robotic Vision Systems, Inc.* granting sanctions on six of the
 18 eight patents at issue, (No. CV-95-1882 (C.D. Cal. June 24, 1996)), which was affirmed by the
 19 Court of Appeals for the Federal Circuit in *View Engineering, Inc. v. Robotic Vision Systems,*
 20 *Inc.*, 208 F.3d 981 (Fed. Cir. 2000).

21 7. Attached hereto as **Exhibit F** is a true and correct copy of the Declaration of Roger
 22 S. Thompson, cited by the Court of Appeals for the Federal Circuit in the case of *View*
 23 *Engineering, Inc. v. Robotic Vision Systems, Inc.*, 208 F.3d 981 (Fed. Cir. 2000).

24 8. Attached hereto as **Exhibit G** is a true and correct copy of a declaration by John C.
 25 Mitchell, Professor of Computer Science at Stanford University, prepared June 5, 2002.

26 9. Attached hereto as **Exhibit H** is a true and correct copy of the transcript from the
 27 March 15, 2002 hearing before Judge Walker.

1 Executed this 6th day of June, 2002, in Washington, District of Columbia.

2 I declare under penalty of perjury under the laws of the United States of America that the
3 foregoing is true and correct.

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5 /s/ Laura T. Geyer

6 Laura T. Geyer

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